

*filed  
in open  
court  
9/8/04*

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MASSACHUSETTS  
CASE NO. 04-10006-WGY *JGD*

MICHAEL RODIO

Plaintiff

vs.

R.J. REYNOLDS TOBACCO COMPANY

Defendant

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JOINT STATEMENT  
FOR SCHEDULING

Pursuant to the Scheduling Order entered on March 1, 2004, the parties advise the Court as follows:

1. Discovery has not been completed. Both parties desire an additional three (3) months. Defendant intends to file a Motion to Compel Discovery.
2. The parties propose the following schedule for the remainder of the case through trial:
  - a. Dispositive Motions - sixty (60) days after close of discovery;
  - b. Response to Dispositive Motions - Thirty (30) days after filing of motions;
  - c. Reply - Thirty (30) days after response;
  - d. Trial to be set by the Court;
  - e. All other dates will be in accordance with LR 16.5
3. The parties have not agreed to utilize alternate dispute resolution.

This the 26 day of August, 2004.

  
W. R. Loftis, Jr.

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